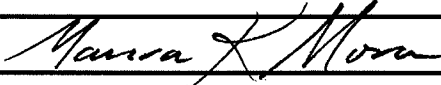
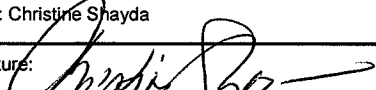


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|--|---|---------------------------|
| REQUEST FOR CONTINUED EXAMINATION (RCE) TRANSMITTAL | Application Number: 10/767,661 | Confirmation Number: 5386 |
| | Filing Date: January 29, 2004 | |
| | First Named Inventor: Michael Svilar et al. | |
| | Group Art Unit: 3623 | |
| | Examiner: McPhillip, Adrian J. | |
| Address to: Mail Stop RCE Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450 | | |
| Attorney Docket Number: 10761.1467-00 | | |
| This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application. | | |
| Request for Continued Examination (RCE) practice under 37 C.F.R. § 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application. | | |
| 1. Submission required under 37 C.F.R. § 1.114: <u>Note: If the RCE is proper, any previously filed unentered amendments and amendments enclosed with the RCE will be entered in the order in which they were filed unless applicant instructs otherwise.</u> If applicant does not wish to have any previously filed unentered amendment(s) entered, applicant must request non-entry of such amendment. | | |
| a. <input checked="" type="checkbox"/> Previously submitted. If a final Office action is outstanding, any amendments filed after the final Office action may be considered as a submission even if this box is not checked. | | |
| i. <input type="checkbox"/> Consider the arguments in the Appeal Brief or Reply Brief previously filed on _____. | | |
| ii. <input checked="" type="checkbox"/> Other <u>Amendment and Response, filed January 22, 2010.</u> | | |
| b. <input type="checkbox"/> DO NOT ENTER the amendment(s) previously filed on _____. An alternate submission is attached. | | |
| c. <input type="checkbox"/> Enclosed submission: | | |
| i. <input type="checkbox"/> Amendment/Reply | | |
| ii. <input type="checkbox"/> Affidavit(s)/Declaration(s) | | |
| iii. <input type="checkbox"/> Information Disclosure Statement | | |
| iv. <input type="checkbox"/> Other _____ | | |
| 2. Miscellaneous | | |
| a. <input type="checkbox"/> Suspension of action on the above-mentioned application is requested under 37 C.F.R. § 1.103(c) for a period of ____ months. (Period of suspension shall not exceed 3 months; fee under 37 C.F.R. § 1.17(i) required.) | | |
| b. <input type="checkbox"/> Other _____ | | |
| 3. Fees | | |
| a. <input type="checkbox"/> The filing fee is calculated as follows: | | |
| i. <input checked="" type="checkbox"/> \$810.00 RCE fee required under 37 C.F.R. § 1.17(e) | | |
| ii. <input checked="" type="checkbox"/> Petition for extension of time for (1 Month) \$130.00 | | |
| iii. <input type="checkbox"/> Other _____ | | |
| b. <input checked="" type="checkbox"/> Payment in the amount of \$940.00 is being paid by credit card. | | |
| c. <input checked="" type="checkbox"/> The Commissioner is authorized to charge any deficiencies in the filing fees, or credit any overpayments to Deposit Account 06-0916. | | |
| Signature of Applicant, Attorney, or Agent Required | | |
| Name: Maura K. Moran | (617) 452-1657 | Reg. No.: 31,859 |
| Finnegan, Henderson, Farabow, Garrett & Dunner, L.L.P. | | |
| Signature:  | Date: March <u>11</u> , 2010 | |
| Certificate of Mailing or Transmission | | |
| I hereby certify that this correspondence is being transmitted via EFS-Web to the U.S. Patent and Trademark Office on: March <u>11</u> , 2010 | | |
| Name: Christine Shayda | | |
| Signature:  | Date: March <u>11</u> , 2010 | |